

1130 DELEGATION OF AUTHORITY

Acquisition 04

Ratification of Unauthorized Commitments

Issuing Office: OA/OCGM 496-6014

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1. **Explanation of Material Transmitted:** This delegation is being issued to replace the 7/15/92 issuance on Ratification of Unauthorized Commitments. This revised delegation reflects the 5/15/95 PORA redelegation of this authority (up to and including \$25,000) to Chief Contracting Officers, NIH.
2. **Filing Instructions:**

Remove: NIH Manual 1130, Acquisition No. 4, dated 7/15/92
Insert: NIH manual 1130, Acquisition No. 4, Dated 8/1/95
3. **Distribution:** NIH Mailing Keys F-401, F-402, F-407

PLEASE NOTE: To sign up for email notification of future changes, please go to the [NIH Manual Chapters LISTSERV](#) Web page.

Authority Delegated

To ratify unauthorized contractual commitments or agreements made to prospective contractors a) by persons to whom acquisition authority has not been delegated, b) where the requirements necessary for the proper establishment of a contractual obligation may not be met, or c) as otherwise described in FAR 1.602-3 (48 C.F.R. Chapter 1, Subsection 1.602) and HHSAR 301.602-3 (48 C.F.R. Chapter 3, Subsection 301.602)..

To Whom Delegated	Dollar Threshold	Area of Authority
Chief Contracting Officers	Up to and including \$25,000	Respective ICDs
Principal Official Responsible for Acquisition	Over \$25,000	NIH

All previous delegations of authority inconsistent with the provisions of this delegation are superseded.

Limitations

Exercise of this authority must be consistent with FAR 1.602-3(c).
[48 C.F.R. Chapter 1, Subsection 1.602] and HHSAR 301.602-3(c)
{48 C.F.R. Chapter 3, Subsection 301.602] but see class deviation (Item 3 - Citations).

Redelegation

This authority may not be redelegated.

Citations

1. 5 U.S.C. Sec302, 42 U.S.C. Sec203, Sec216, and Sec281.
2. FAR 1.602-3 (48 CFR Chapter 1, Sec602) and HHSAR 301.602-3 (48 CFR Chapter 3, Sec301.602).
3. Memorandum to the Executive Committee for Acquisition from Deputy Assistant Secretary for Grants Acquisition and Management, dated April 6, 1995, entitled: Class Deviation: Ratification - HHSAR 301.602-3(b)(3).
4. Memorandum to the Chief Contracting Officers, NIH, from the Principal Official Responsible for Acquisition, dated May 15, 1995, entitled: Delegation of Authority to Ratify Unauthorized Commitments up to \$25,000.

/s/
Harold E. Varmus, M.D.
Director, NIH

Effective Date: August 1, 1995